	Application No.	Applicant(s)
	09/382,096	OUTTRUP ET AL.
Notice of Allowability	Examiner	Art Unit
	Charles L. Patterson, Jr.	1652
The MAILING DATE of this communication appearable All claims being allowable, PROSECUTION ON THE MERITS IS herewith (or previously mailed), a Notice of Allowance (PTOL-85) NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIOF the Office or upon petition by the applicant. See 37 CFR 1.313	(OR REMAINS) CLOSED in this applor other appropriate communication IGHTS. This application is subject to	olication. If not included will be mailed in due course. THIS
 This communication is responsive to paper filed 8/28/03. The allowed claim(s) is/are 1-8 and 16-19. The drawings filed on 28 August 2003 are accepted by the Acknowledgment is made of a claim for foreign priority und a) All b) Some* c) None of the: 		
 Certified copies of the priority documents have 		
2. Certified copies of the priority documents have		
 Copies of the certified copies of the priority do International Bureau (PCT Rule 17.2(a)). 	cuments have been received in this	national stage application from the
 * Certified copies not received: 5. ☑ Acknowledgment is made of a claim for domestic priority u (a) ☐ The translation of the foreign language provisional a 6. ☑ Acknowledgment is made of a claim for domestic priority u 	application has been received.	onal application).
Applicant has THREE MONTHS FROM THE "MAILING DATE" of below. Failure to timely comply will result in ABANDONMENT of	f this communication to file a reply co this application. THIS THREE-MOI	omplying with the requirements noted NTH PERIOD IS NOT EXTENDABLE.
7. A SUBSTITUTE OATH OR DECLARATION must be subn INFORMAL PATENT APPLICATION (PTO-152) which gives reas		
 8. CORRECTED DRAWINGS must be submitted. (a) including changes required by the Notice of Draftsper 1) hereto or 2) to Paper No (b) including changes required by the proposed drawing 		
(c) ☐ including changes required by the proposed drawing		
Identifying indicia such as the application number (see 37 CFR 1 each sheet.		
9. DEPOSIT OF and/or INFORMATION about the deposit attached Examiner's comment regarding REQUIREMENT FOR T	OSIT OF BIOLOGICAL MATERIAL R THE DEPOSIT OF BIOLOGICAL MA	must be submitted. Note the TERIAL.
Attachment(s)		
 1 ☐ Notice of References Cited (PTO-892) 3 ☐ Notice of Draftperson's Patent Drawing Review (PTO-948) 5 ☐ Information Disclosure Statements (PTO-1449), Paper No 7 ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material 	4☐ Interview Summ 6☐ Examiner's Ame	al Patent Application (PTO-152) ary (PTO-413), Paper No Indment/Comment ement of Reasons for Allowance Charles L. Patterson, Jr. Primary Examiner Art Unit: 1652

Art Unit: 1652

REASONS FOR ALLOWANCE

The following is an examiner's statement of reasons for allowance:

The examiner agrees with applicants' argument concerning the 35 USC § 112 first paragraph rejection that the conditions in claim 5 are in the specification. He also agrees with applicants' argument concerning the two art rejections. The Mitsugi, et al. reference is not enabling because the strain has been withdrawn from the depository and the stain mentioned in Boyer, et al. was assayed as disclosed in the Nielsen declaration and no alpha amylase activity was found.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Charles L. Patterson, Jr., PhD, whose telephone number is 703-308-1834. The examiner can normally be reached on Monday - Friday, 7:30-4:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ponnathapura Achutamurthy can be reached on 703-308-3804. The fax phone number is 703-308-4242.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-0196.

Charles L. Patterson, Jr.

Primary Examiner Art Unit 1652

Patterson October 20, 2003